

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tal Cohen, et al.

Serial No: 10/751,551

Filed: January 5, 2004

For: NMR Probe with Flow Restriction  
Element

Art Unit: 2862

Attorney Document No. FOM-140.01

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed are the following: (1) (copy of) Notice to File Missing Parts; (2) Partially Executed Declaration; (3) Executed Power of Attorney for applicants Paul J. Giammatteo and John C. Edwards; (4) Fee Transmittal for FY 2005; (5) (copy of) Fee Transmittal for FY 2005; (6) Petition for Extension of Time Under 37 C.F.R. § 1.136(a); and (7) . Petition Under 37 C.F.R. § 1.47(a) with attachments marked Exhibit "A" - Exhibit "J." Also enclosed are (8) Declaration of Vered Kama-Schefner; (9) Certificate of Mailing Under 37 CFR 1.8; and a return receipt postcard.

Applicant's attorney hereby authorizes the Office to charge any additional fees which may be required to Deposit Account No. 06-1448, Reference: FOM-140.01.

Respectfully submitted,

Date: November 9, 2004

Shaun P. Montana  
Reg. No. 54,320

**Customer No: 25181**  
Patent Group  
Foley, Hoag, LLP  
WORLD TRADE CENTER WEST  
155 Seaport Boulevard  
Boston, MA 02210-2600  
Telephone: (617) 832-1245



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Cohen et al.

Application No. 10/751,551

Filed: January 5, 2004

For: NMR PROBE WITH FLOW  
RESTRICTION ELEMENT

Art Unit No. 2862

Confirmation No. 2397

Examiner: Not Yet Assigned

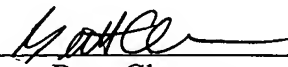
**CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR 1.10**

I hereby certify that the following papers:

Response to Notice to File Missing Parts (1 page);  
(copy of) Notice to File Missing Parts of Nonprovisional Application (2 pages);  
Partially Executed Declaration (2 pages);  
Executed Power of Attorney of applicants Paul J. Giammatteo and John C.  
Edwards (2 pages);  
Fee Transmittal for FY 2005 (in duplicate) (2 pages);  
Petition for Extension of Time Under 37 C.F.R. § 1.136(a) (2 pages);  
Petition Under 37 C.F.R. § 1.47(a) (6 pages), together with attached Exhibit "A" -  
Exhibit "J" (54 pages);  
Declaration of Vered Kama-Schefner (2 pages); and  
a Return Receipt Postcard

are being deposited with the United States Postal Service on November 9, 2004, with  
sufficient postage as Express Mail, Express Mail No EV 327708405 US, in an envelope  
addressed to:

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450.§

  
Brett Clemens

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2005		Complete if Known	
Application Number		10/751,551	
Filing Date		January 5, 2004	
First Named Inventor		Cohen	
Examiner Name		NYA	
Art Unit		2862	
Attorney Docket No.		FOM-140.01	
TOTAL AMOUNT OF PAYMENT (\$)		2,340	

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.181.

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money <input type="checkbox"/> Other <input type="checkbox"/> None Order		<b>3. ADDITIONAL FEES</b>	
<input checked="" type="checkbox"/> Deposit Account:		Large Entity      Small Entity	
Deposit Account Number: 06-1448, Reference: FOM-140.01			
Deposit Account Name: Foley Hoag LLP			
The Director is authorized to: (check all that apply)			
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments			
<input type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)			
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.			
<b>FEE CALCULATION</b>			
<b>1. BASIC FILING FEE</b>			
Large Entity      Small Entity			
Fee Code      Fee (\$)		Fee Code      Fee (\$)	
1001      790      2001      395      Utility filing fee		1051      130      2051      65      Surcharge - late filing fee or oath	
1002      350      2002      175      Design filing fee		1052      50      2052      25      Surcharge - late provisional filing fee or cover sheet.	
1003      550      2003      275      Plant filing fee		1053      130      1053      130      Non-English specification	
1004      790      2004      395      Reissue filing fee		1812      2,520      1812      2,520      For filing a request for <i>ex parte</i> reexamination	
1005      160      2005      80      Provisional filing fee		1804      920*      1804      920*      Requesting publication of SIR prior to Examiner action	
SUBTOTAL (1) (\$0)		1805      1,840*      1805      1,840*      Requesting publication of SIR after Examiner action	
<b>2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE</b>		1251      110      2251      55      Extension for reply within first month	
Total Claims      -20 **      =      0      X      Fee from below      =      0		1252      430      2252      215      Extension for reply within second month	
Independent Claims      -3 **      =      0      X      Fee from below      =      0		1253      980      2253      490      Extension for reply within third month	
Multiple Dependent      X      Fee from below      =      0		1254      1,530      2254      765      Extension for reply within fourth month	
Large Entity      Small Entity		1255      2,080      2255      1,040      Extension for reply within fifth month	
Fee Code      Fee (\$)		1401      340      2401      170      Notice of Appeal	
1202      18      2202      9      Claims in excess of 20		1402      340      2402      170      Filing a brief in support of an appeal	
1201      88      2201      44      Independent claims in excess of 3		1403      300      2403      150      Request for oral hearing	
1203      300      2203      150      Multiple dependent claim, if not paid		1451      1,510      1451      1,510      Petition to institute a public use proceeding	
1204      88      2204      44      ** Reissue independent claims over original patent		1452      110      2452      55      Petition to revive - unavoidable	
1205      18      2205      9      ** Reissue claims in excess of 20 and over original patent		1453      1,330      2453      665      Petition to revive - unintentional	
SUBTOTAL (2) (\$0)		1501      1,370      2501      685      Utility issue fee (or reissue)	
**or number previously paid, if greater; For Reissues, see above		1502      490      2502      245      Design issue fee	
		1503      660      2503      330      Plant issue fee	
		1460      130      1460      130      Petitions to the Commissioner	
		1807      50      1807      50      Processing fee under 37 CFR 1.17 (q)	
		1806      180      1806      180      Submission of Information Disclosure Stmt	
		8021      40      8021      40      Recording each patent assignment per property (times number of properties)	
		1809      790      2809      395      Filing a submission after final rejection (37 CFR § 1.129(a))	
		1810      790      2810      395      For each additional invention to be examined (37 CFR § 1.129(b))	
		1801      790      2801      395      Request for Continued Examination (RCE)	
		1802      900      1802      900      Request for expedited examination of a design application	
		Other fee (specify) _____	
		*Reduced by Basic Filing Fee Paid	
		SUBTOTAL (3) (\$2,340)	

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Shaun P. Montana	Registration No. (Attorney/Agent)	54,329
Signature		Telephone	*617-832-1245
		Date	November 9, 2004

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

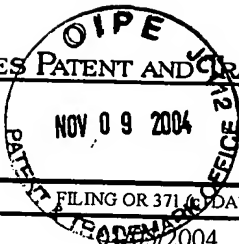
This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

11/p/24



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/751,551	04/09/2004	Tal Cohen	FOM-140.01

25181  
FOLEY HOAG, LLP  
PATENT GROUP, WORLD TRADE CENTER WEST  
155 SEAPORT BLVD  
BOSTON, MA 02110

CONFIRMATION NO. 2397

FORMALITIES LETTER



\*OC000000012322151\*

*Resp to Missing Parts*

DUE: 10.9.04  
FINAL: 11.9.04

Date Mailed: 04/09/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

### SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**RECEIVED**

APR 13 2004

PATENT DEPT.  
DOCKETING

*A copy of this notice **MUST** be returned with the reply.*

11/12/2004 MAHME1 00000013 061448 10751551

01 FC:1051 130.00 DA

P. Phuong

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY